IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

IMPLICIT, LLC,	§	
	§	
Plaintiff,	§	Civil Action No. 2:18-cv-53-JRG
	§	LEAD CASE
v.	§	
	§	JURY TRIAL DEMANDED
NETSCOUT SYSTEMS, INC.,	§	
	8	
Defendant.	§	

NETSCOUT SYSTEM, INC.'S UNOPPOSED MOTION FOR TAXATION OF COSTS

Defendant NetScout Systems, Inc.'s ("NetScout") respectfully moves for an order directing the Clerk of Court to tax costs against Plaintiff Implicit, LLC as indicated in the attached bill of costs.

Attached as Exhibit 1 are invoices for fees for printed or electronically recorded transcripts. Exhibit 2 contains a true and correct copy of an invoice for fees and disbursements for printing. Exhibit 3 are documents supporting fees for witnesses. Exhibit 4 contains a true and correct copy of an invoice for fees and exemplification and the costs of making copies. Exhibit 5 contains a true and correct copy of an invoice for additional costs.

Counsel for Plaintiff confirmed that Plaintiff does not oppose the agreed bill of costs attached hereto.

Dated: January 10, 2020

By: /s/ Mark C. Lang

Abran J. Kean (CO Bar 44660)

ERISE IP, P.A.

5600 Greenwood Plaza Blvd., Suite 200

Greenwood Village, CO 80111 Telephone: (913) 777-5600

Eric A. Buresh (KS Bar 19895) Mark C. Lang (KS Bar 26185)

ERISE IP, P.A.

7015 College Blvd., Suite 700 Overland Park, Kansas 66211 Telephone: (913) 777-5600 Facsimile: (913) 777-5601

Facsimile: (913) 777-560 eric.buresh@eriseip.com abran.kean@eriseip.com mark.lang@eriseip.com

Melissa Smith

Texas State Bar No. 24001351 melissa@gillamsmithlaw.com

GILLAM & SMITH, L.L.P.

303 South Washington Avenue Marshall, Texas 75670

Telephone: 903-934-8450 Facsimile: 903-934-9257

Counsel for Defendant NetScout Systems, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document was served on counsel for all parties appearing in this action via the Court's electronic filing system on January 10, 2020.

/s/ Melissa R. Smith